

RECEIVED
CENTRAL FAX CENTERJACKSON
& CO., LLP

INTELLECTUAL PROPERTY ATTORNEYS

WWW.JACOLAW.COM

MAR 11 2005

CALIFORNIA
6114 LA SALLE AVE. #507
OAKLAND, CALIFORNIA 94611-2802
TEL 510/652-6418
FAX 510/652-5691HAWAII
808 WAINEE STREET, # 201
LAHAINA, HAWAII 96761-2314
TEL 808/280-2413
FAX 808/356-0263FACSIMILE COVER SHEET

To: Examiner N. Natnithithadha
Group Art Unit 3736
Commissioner for Patents
PO Box 1450
Alexandria, CA 22313-1450

Facsimile No. (703) 872-9306

Re: Application No. 10/789,776
U.S. Non-Provisional Patent Application for
ANALYTE MONITORING DEVICE AND METHODS OF USE
Filing Date: February 27, 2004
Inventors: James SAY et al
Our File No. TS-02-24

From: Kuni Oh, Esq.
JACKSON & CO., LLP
6114 La Salle Ave., # 507
Oakland, CA 94611-2802
United States of America
Tel (510) 652-6418
Fax (510) 652-5691

Pages: 13 (Including Cover Sheet)

Date: March 11, 2005

If you did not receive all of the pages in this facsimile transmission, please contact Kuni Oh at (510) 652-6418 or by email at mail@jacolaw.com.

SHORT COVER MESSAGE (if any):

The documents accompanying this facsimile transmission contain information from the law firm of JACKSON & CO., LLP which is confidential and privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the return of the original document to us.

JACKSON & CO., L.L.P.
 6114 La Salle Ave., #507
 Oakland, CA 94611-2802
 (510)-652-6418
 Customer No. 30349

RECEIVED
 CENTRAL FAX CENTER

MAR 11 2005

Attorney Docket No. TS-02-24

In re Application of: James SAY et al.

Application No.: 10/789,776

Filed: February 27, 2004

For: ANALYTE MONITORING DEVICE AND METHODS OF USE

Commissioner for Patents
 P.O., Box 1450
 Alexandria, VA 22313-1450

Sir: Transmitted herewith is a preliminary amendment in the above-identified application. The fee has been calculated as shown below.

	(Col. 1)	(Col. 2)	(Col. 3)			
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	53	MINUS	44	9 =	X 50 =	\$450.00
INDEP.	4	MINUS	3	1 =	x 200 =	\$200.00
FIRST PRESENTATION OF MULTIPLE DEP CLAIM					+ 290 =	\$
					TOTAL	\$650.00

Small Entity 50% Filing Fee Reduction (if applicable) \$

*If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

**If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

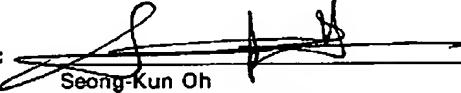
***If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or Independent is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.)

- No additional fee is required.
- A check in the amount of \$ is attached.
- Please charge any additional fees, including any fees necessary for extensions of time, or credit overpayment to Deposit Account No. 50-2019.
- A duplicate copy of this sheet is enclosed.
- Petition for extension of time. The undersigned attorney of record hereby petitions for an extension of time pursuant to 37 C.F.R. ' 1.136(a), as may be required, to file this response.

JACKSON & CO., L.L.P.

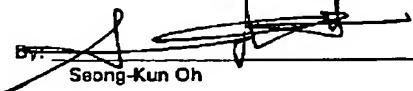
Dated: March 11, 2005

By: 
 Seong-Kun Oh
 Registration No. 48,210
 Attorneys for Applicant(s)

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Fax No. (703) 872-9306, on March 11, 2005.

Dated March 11, 2005

By: 
 Seong-Kun Oh

JACKSON & CO., L.L.P.
 6114 La Salle Ave., #507
 Oakland, CA 94611-2802
 (510) 652-6418
 Customer No. 30349

In re Application of: James SAY et al.

Attorney Docket No. TS-02-24

Application No.: 10/789,776

Filed: February 27, 2004

For: ANALYTE MONITORING DEVICE AND METHODS OF USE

Commissioner for Patents
 P.O., Box 1450
 Alexandria, VA 22313-1450

Sir: Transmitted herewith is a preliminary amendment in the above-identified application. The fee has been calculated as shown below.

	(Col. 1)	(Col. 2)	(Col. 3)			
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	53	MINUS	44	9 =	X 50 =	\$450.00
INDEP.	4	MINUS	3	1 =	x 200 =	\$200.00
FIRST PRESENTATION OF MULTIPLE DEP CLAIM					+ 290 =	\$
					TOTAL	\$650.00

Small Entity 50% Filing Fee Reduction (if applicable) \$

*If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

**If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

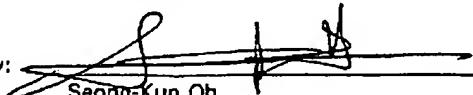
***If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or Independent is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.)

- No additional fee is required.
- A check in the amount of \$ is attached.
- Please charge any additional fees, including any fees necessary for extensions of time, or credit overpayment to Deposit Account No. 50-2019.
- A duplicate copy of this sheet is enclosed.
- Petition for extension of time. The undersigned attorney of record hereby petitions for an extension of time pursuant to 37 C.F.R. § 1.136(a), as may be required, to file this response.

JACKSON & CO., L.L.P.

Dated: March 11, 2005

By: 
 Seong-Kun Oh
 Registration No. 48,210
 Attorneys for Applicant(s)

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Fax No. (703) 872-9306, on March 11, 2005.

Dated March 11, 2005

By: 
 Seong-Kun Oh

RECEIVED
CENTRAL FAX CENTER

Attorney Docket No. TS-02-24

MAR 11 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of) Group Art Unit: 3736
James Say et al.)
Appln. No. 10/789,776) Examiner: N. NATNITHITHADHA
Filed: February 27, 2004)
For: ANALYTE MONITORING) PRELIMINARY AMENDMENT
DEVICE AND METHODS OF USE)

) Jackson & Co., LLP
) 6114 La Salle Ave., # 507
) Oakland, CA 94611-2082
)
) Customer No. 30349

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Group Art Unit 3736 at
Fax No. (703) 872-9306

on March 11, 2005

PRELIMINARY AMENDMENT

Dear Sir:

Please preliminarily amend the present patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 10 of this paper.